



PUBLIC NOTICE

Federal Communications Commission
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DA 07-2714
June 20, 2007

**COMMENT AND REPLY COMMENT DATES ESTABLISHED FOR
NOTICE OF PROPOSED RULEMAKING IN THE MATTER OF
WIRELESS E911 LOCATION ACCURACY REQUIREMENTS
AND
*E911 REQUIREMENTS FOR IP-ENABLED SERVICE PROVIDERS***

PS Docket No. 07-114, WC Docket No. 05-196

Section III.A Comments Due: July 5, 2007
Section III.A Reply Comments Due: July 11, 2007

Section III.B Comments Due: August 20, 2007
Section III.B Reply Comments Due: September 18, 2007

On June 1, 2007, the Commission released a *Notice of Proposed Rulemaking* in PS Docket No. 07-114 and WC Docket No. 05-196 (*Notice*).¹ The Commission in the *Notice* sought comment on a variety of issues relating to 911 location accuracy and reliability requirements for commercial mobile radio service (CMRS) carriers and interconnected voice over Internet Protocol (VoIP) service providers. A summary of the *Notice* was published in the Federal Register on June 20, 2007, triggering the cycle for comments and reply comments.²

The *Notice* established a bifurcated comment cycle. Comments and reply comments on section III.A of the *Notice*, regarding the geographic scope of the current wireless location accuracy requirements and the question of deferring enforcement of section 20.18(h) at the PSAP service area level, are due on or before July 5 and July 11, 2007, respectively. Comments and replies on all issues raised in section III.B of the *Notice* are due on or before August 20 and September 18, 2007, respectively.

This matter shall be treated as a “permit-but-disclose” proceeding in accordance with the Commission’s *ex parte* rules.³ Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one- or two-sentence description of the views and

¹ Wireless E911 Location Accuracy Requirements, PS Docket No. 07-114, E911 Requirements for IP-Enabled Service Providers, WC Docket No. 05-196, *Notice of Proposed Rulemaking*, FCC 07-108 (rel. June 1, 2007).

² 72 FR 33948 (June 20, 2007).

³ 47 C.F.R. §§ 1.1200, 1.1206; Amendment of 47 C.F.R. § 1.1200 *et seq.* Concerning Ex Parte Presentations in Commission Proceedings, GC Docket No. 95-21, *Report and Order*, 12 FCC Rcd 7348 (1997).

arguments presented is generally required.⁴ Other rules pertaining to oral and written presentations are set forth in Section 1.1206(b) of the Commission's rules.⁵

Pursuant to sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R §§ 1.415, 1.419, interested parties may file comments and reply comments on or before the dates listed on the first page of this Public Notice. All filings related to the *Notice* should refer to PS Docket No. 07-114 and WC Docket No. 05-196. Comments may be filed using: (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies. *See* Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24,121 (1998).

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
- For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, "get form." A sample form and directions will be sent in response.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, DC 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington DC 20554.

Comments and reply comments and any other filed documents in this matter may be obtained from Best Copy and Printing, Inc., in person at 445 12th Street, S.W., Room CY-B402, Washington, DC

⁴ 47 C.F.R. § 1.1206(b)(2).

⁵ 47 C.F.R. § 1.1206(b).

20554, via telephone at (202) 488-5300, via facsimile at (202) 488-5563, or via e-mail at fcc@bcpweb.com. The pleadings will be also available for public inspection and copying during regular business hours in the FCC Reference Information Center, Room CY-A257, 445 12th Street, S.W., Washington, DC 20554, and through the Commission's Electronic Filing System (ECFS) accessible on the Commission's Web site, <http://www.fcc.gov/cgb/ecfs>.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

Commenters who file information that they believe should be withheld from public inspection may request confidential treatment pursuant to Section 0.459 of the Commission's rules. Commenters should file both their original comments for which they request confidentiality and redacted comments, along with their request for confidential treatment. Commenters should not file proprietary information electronically. *See Examination of Current Policy Concerning the Treatment of Confidential Information Submitted to the Commission, Report and Order*, 13 FCC Rcd 24816 (1998), *Order on Reconsideration*, 14 FCC Rcd 20128 (1999). Even if the Commission grants confidential treatment, information that does not fall within a specific exemption pursuant to the Freedom of Information Act (FOIA) must be publicly disclosed pursuant to an appropriate request. *See* 47 C.F.R. § 0.461; 5 U.S.C. § 552. We note that the Commission may grant requests for confidential treatment either conditionally or unconditionally. As such, we note that the Commission has the discretion to release information on public interest grounds that does fall within the scope of a FOIA exemption.

For further information regarding this proceeding, contact Carol Simpson, Policy Division, Public Safety and Homeland Security Bureau, (202) 418-2391.

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